

JPW 1648/JPW/AJD  
Dkt. 2048/50875-DA/JPW/AJD

Applicant: Graham P. Allaway et al.

Serial No.: 09/888,938

Filed: June 25, 2001

For: METHODS FOR PREVENTING HIV-1 INFECTION OF CD4+CELLS

COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, VA 22313-1450

September 7, 2004

S I R:

Transmitted herewith is an amendment to the above identified application.

X Small entity status of this application under 37 C.F.R. §1.9 and §1.27 has been established by a verified statement previously submitted.

       A verified statement to establish small entity status under 37 C.F.R. §1.9 and §1.27 is enclosed.

       No additional fee is required.

The filing fee is calculated as follows:

	NUMBER AFTER AMEND- MENT		HIGHEST NUMBER PREVIOUSLY PAID FOR		NUMBER OF EXTRA CLAIMS PRESENTED		RATE		FEE		
							SMALL ENTITY	OTHER ENTITY		SMALL ENTITY	OTHER ENTITY
Total Claims	18	-	20	=	0	X	\$9	\$18	=	\$0	\$0
Independ- ent Claims	1	-	3	=	20	X	\$43	\$86	=	\$0	\$0
Multiple Dependent Claim(s) Presented <u>  X  </u> Yes <u>      </u> No For First Time							\$145	\$290	=	\$145	\$0
							TOTAL ADDITIONAL FEE \$145.00				

\*If the "HIGHEST NUMBER PREVIOUSLY PAID FOR" is less than 20, write "20" in this space.

\*\*If the "HIGHEST NUMBER PREVIOUSLY PAID FOR" is less than 3, write "3" in this space.

\*\*\*If the difference between the "NUMBER AFTER AMENDMENT" and the "HIGHEST NUMBER PREVIOUSLY PAID FOR" is less than "0", write "0" in the space.

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Amendment Transmittal Letter  
Page Two

The "HIGHEST NUMBER PREVIOUSLY PAID FOR" (Total or Independent) is the highest of the "NUMBER AFTER AMENDMENT" in any prior amendment of the number of claims as originally filed

\_\_\_ Please charge Deposit Account No. \_\_\_\_\_ in the amount of \$ \_\_\_\_.

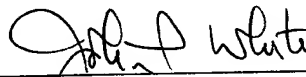
X A check in the amount of \$ 380.00 is enclosed.

X The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposition Account No. 03-3125. Three copies of this sheet are enclosed.

X Any filing fees under 37 C.F.R. §1.16 for the presentation of extra claims.

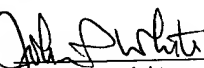
X Any patent application processing fees under 37 C.F.R. §1.17.

Respectfully submitted,



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I hereby certify that this correspondence is being deposited this date with the U.S. postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

 9/7/04  
John P. White Date  
Reg. No. 28,678



Dkt. 50875-DA/JPW/AJD

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicants: Graham P. Allaway et al.

U.S. Serial No.: 09/888,938

Examiner: Tim Brown

Filed: June 25, 2001

Group Art Unit: 1648

For: METHODS FOR PREVENTING HIV-1 INFECTION OF CD4+ CELLS

09/09/2004 MBLANCO 00000002 09888938

03 FC:2251

55.00 OP

1185 Avenue of the Americas  
New York, New York 10036  
September 7, 2004

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**AMENDMENT IN RESPONSE TO MAY 5, 2004 OFFICE ACTION,  
SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT AND  
PETITION FOR A ONE-MONTH EXTENSION OF TIME**

This Amendment is submitted in response to the May 5, 2004 Office Action issued by the United States Patent and Trademark Office in connection with the above-identified application. A response to the May 5, 2004 Office Action was originally due August 5, 2004. Applicants hereby petition under 37 C.F.R. 1.136(a) and 37 C.F.R. 1.17(a)(3) for a one-month extension of time. The fee for a one-month extension of time for a small entity is fifty-five dollars (\$55.00) and a check including that amount is enclosed. With a one-month extension of time, a response to the May 5, 2004 Office Action is due September 5, 2004. However, since September 5, 2004 falls on a Sunday, and Monday, September 6, 2004 is a federal holiday (Labor Day), a response filed Tuesday, September 7, 2004 is to be considered timely. Accordingly, this Amendment is being timely filed.

Please amend the above-identified application as follows:

**Amendments to the Claims** are reflected in the listing of claims which begins on page 3 of this paper.

**Remarks** begin on page 5 of this paper.

09/09/2004 MBLANCO 00000002 09888938

01 FC:2203

145.00 OP

09/09/2004 MBLANCO 00000002 09888938 180.00 OP  
02 FC:1806

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A **Supplemental Information Disclosure Statement** begins on page 16  
of this paper.